

REDACTED

EXHIBIT 1

[REDACTED]

1 UNITED STATES DISTRICT COURT
2 SOUTHERN DISTRICT OF NEW YORK
3 - - - - -x
4 SIMO HOLDINGS INC., :
5 Plaintiff, : Case No.
6 v. : 1:18-cv-05427
7 HONG KONG UCLOUDLINK NETWORK : (JSR)
8 TECHNOLOGY LIMITED et al., :
9 Defendants. :

10 - - - - -x

11

12

13

[REDACTED]

14

VIDEOTAPED DEPOSITION OF

15

PAUL C. CLARK, D.SC.

16

Washington, D.C.

17

Friday, February 15, 2019

18

9:00 a.m.

19

20

21

22

23

Job No.: WDC-205984

24

Pages 1 - 195

25

Reported By: Joan V. Cain

1 Q Did you review any source code in
2 connection with this case?

3 A Yes.

4 Q And what -- what code did you review?

5 A I went through the code that was produced
6 by you guys and worked with the guy you deposed last
7 week, Welch, and his team to have them investigate
8 things that I was looking for, and then I went
9 through and verified their findings and then asked
10 additional questions and went through the code with
11 them.

12 Q And is the code that you reviewed and
13 discussed them -- with them cited within your expert
14 reports?

15 A I believe so, either in mine or in Welch's.

16 Q So do you rely on Mr. Welch for any of the
17 opinions you state in any of your reports?

18 A I don't rely on him. I rely upon the work
19 that I directed him to do in the source code that I
20 asked him to go through on multiple occasions. He
21 was working essentially at my direction.

22 Q So any source code you and -- that -- well,
23 strike that.

24 Did the review of the code inform any of
25 your opinions that you provide in your expert

1 reports?

2 A He confirmed them.

3 Q So are there any opinions that you've
4 expressed that you would -- you only could express
5 by review of the source code?

6 A No. If the source code is available, I
7 always choose to go through it to confirm what I'm
8 seeing. In this case, I mean, I -- I don't think
9 with the source code being available I would have
10 been comfortable expressing opinions unless I'd had
11 an opportunity to go through it, but, I mean, I
12 certainly could have formed some opinions without it
13 simply by operating the systems.

14 Q So you mentioned earlier that you were
15 deposed approximately 20 times; is that right?

16 A Something like that.

17 Q And were all those depositions in
18 connection with providing expert testimony?

19 A I mean, I certainly have had 20 depositions
20 related to expert testimony, but I've been deposed
21 for other reasons as well.

22 Q And is -- are all the engagements in which
23 you provided expert testimony and been deposed
24 related to patents?

25 A No.

[REDACTED]

1 Q And does it have a plurality of each of
2 those things?

3 A I mean, it depends on how you look at. It
4 probably -- well, I guess it does have a plurality
5 since it can do WiFi and cell of communications. It
6 has [REDACTED],
7 so, sure, I guess you could say it has a plurality.
8 Doesn't need to, but it has [REDACTED],
9 if you will, [REDACTED]. So -- and
10 then one or more processors depending on whether you
11 count all [REDACTED].

12 Q Do the -- does the G2 have a non-local
13 calls database?

14 A Again, it depends on how you construe that
15 term. A database, in my experience, is generally
16 construed by courts to be a structured store of data
17 or any structured store of data, and the 3GPP
18 certainly tells the device whether it's a --
19 initiating a local or a non-local call, and that's
20 stored in memory. So you could make the argument
21 that there's a non-local or local flag on that.
22 So --

23 Q But is the G2 hotspot able to make phone
24 calls?

25 A No. It makes data calls. It makes data

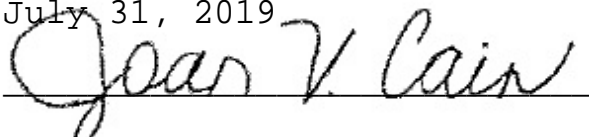
CERTIFICATE OF SHORTHAND REPORTER-NOTARY PUBLIC

I, Joan V. Cain, Court Reporter, the officer before whom the foregoing deposition was taken, do hereby certify that Paul C. Clark, D.Sc. personally appeared before me on February 15, 2019 and was duly sworn; that the foregoing transcript is a true and correct record of the testimony given; that said testimony was taken by me stenographically and thereafter reduced to typewriting under my direction; that reading and signing was not requested; and that I am neither counsel for, related to, nor employed by any of the parties to this case and have no interest, financial or otherwise, in its outcome.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal this 18th day of February 2019.

My commission expires:

July 31, 2019



NOTARY PUBLIC IN AND FOR THE
DISTRICT OF COLUMBIA